

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): James BEASLEY et al.

Serial No.: 09/538,038 Group Art Unit: 1627

Filed: March 29, 2000 Examiner: Bennet Celsa

For: INSULIN AND IGF-1 RECEPTOR AGONIST AND ANTAGONISTS

**RESPONSE TO NOTICE TO COMPLY WITH SEQUENCE RULES**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the NOTICE TO COMPLY WITH SEQUENCE RULES (37 C.F.R. §§1.821-1.825) mailed June 20, 2001, Applicants submit herewith the following documents for appropriate action by the U.S. Patent and Trademark Office:

Copies of Response to Notice to File Missing Parts filed in the U.S. Patent and Trademark Office on September 25, 2000, including copies of the following:

1. Return Receipt Postcard stamped by the U.S.P.T.O. confirming receipt of the Sequence Listing, Executed Declaration, and associated papers on September 25, 2000, including:

- i. Paper copy of the Sequence Listing (810 pages);
- ii. Computer-readable copy of the Sequence Listing (diskette);
- iii. Statement to Support Filing of Sequence Listing;
- iv. Amendment to Comply with Sequence Rules;
- v. Executed Combined Declaration and Power of Attorney;
- vi. Response to Notice to File Missing Parts;
- vii. Petition and Fee for Extension of Time; and
- viii. Express Mail Certificate for Express Mail No. EL 513 414 132 US

2. Express Mailing Label (Express Mail No. EL 513 414 132 US) stamped by U.S. Post Office on September 25, 2000;

3. Express Mail Certificate (Express Mail No. EL 513 414 132 US) demonstrating deposit of the Sequence Listing, executed Declaration, and the associated papers listed above with the U.S. Post Office on September 25, 2000;

4. First page of paper copy of Sequence Listing;
5. Disk label of computer-readable copy of Sequence Listing;
6. Statement to Support Filing of Sequence Listing (1 page);
7. Amendment to Comply with Sequence Rules (36 pages);

8. Executed Declaration for the application (5 documents);
9. Petition and Fee for Extension of Time (2 pages); and
10. Notice to File Missing Parts dated May 25, 2000 (1 page).

In addition, in accordance with the Examiner's instructions, Applicants submit herewith the following:

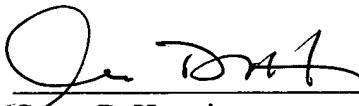
1. Computer-readable copy of the Sequence Listing (3 CD-ROMs);
2. Statement Supporting Submission of Sequence Listing on CD-ROM (2 pages); and
3. First 20 pages of the paper copy of the Sequence Listing.

In view of the timely filed Sequence Listing and associated papers received by the U.S.P.T.O. on September 25, 2000 and the Sequence Listing provided herewith, Applicants respectfully believe that the application complies with the Sequence Rules (37 C.F.R. §§1.821-1.825).

Although no fee is believed to be required for entry of this Response, the Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment to Deposit Account No. 13-4500, Order No. 1878-4051. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: July 5, 2001

By:   
Caryn DeHoratius  
Registration No. 45,881

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**STATEMENT ACCOMPANYING CD-ROM SUBMISSION OF SEQUENCE LISTING**

Transmitted herewith is the "Sequence Listing" in the form of 3 (three) copies of a CD-ROM, as allowed in the changes to 37 C.F.R. §§1.821-1.825 as published in the Federal Register on September 8, 2000. The three copies of the CD-ROM are intended to serve as:

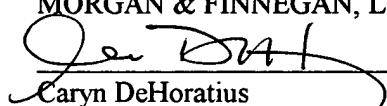
- (1) a compact disc copy of the Sequence Listing for the above-identified patent application as required by 37 C.F.R. §1.821(c) ("Copy 1"), the disc containing the ASCII file "SEQLIST1878-4051US.TXT", created on July 12, 2000, recorded to CD-ROM on July 5, 2001, and of 1,030 kilobytes in size, in IBM-PC Windows® 95 format;
- (2) a duplicate copy of the compact disc as required by 37 C.F.R. §1.52(e)(4) ("Copy 2"), the disc containing the ASCII file "SEQLIST1878-4051US.TXT", created on July 12, 2000, recorded to CD-ROM on July 5, 2001, and of 1,030 kilobytes in size, in IBM-PC Windows® 95 format, and;
- (3) a compact disc copy in computer-readable form as required by 37 C.F.R. §1.821(e), the disc containing the ASCII file "SEQLIST1878-4051US.TXT", created on July 12, 2000, recorded to CD-ROM on July 5, 2001, and of 1,030 kilobytes in size, in IBM-PC Windows® 95 format.

As required by 37 C.F.R. §1.821(f), Applicant's representative hereby states that the contents of the "Sequence Listing" on all three CD-ROMs is the same and, as required by 37 C.F.R. §1.821(g), also states that the submission includes no new matter.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: July 5, 2001

By:

  
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